P 17

G. R. S. IX-5]

Previous references. 1913-14.

~~1916-17~~

(Police)

File No. 243-13

Serial Nos. 1–8

Later references.

may be preserved for 31/3/26

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-8

Part B for February 1917

SUBJECT

Delegation of the power of renewing gun licenses in Mysore City to the Amildar Magistrate of Mysore.

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8. 20. The D M Mysore Dt.
J 2680 D/27-1-17

Regarding the renewal of gun licenses of the Mysore City by the Amildar of the Mysore City states that he is not disqualified for renewing gun licenses of the City and that his proposal to delegate this power to the city Magistrate does not Commend itself to Government

W D 88—GPB—50,000—24-7-16

Nagarasundaram
17. 3. 17

G.R.S. 11] 1914. 2449

GENERAL AND REVENUE SECRETARIAT.

(Police)

NOTES.

File No. 243-13

FILE HEADING.

Delegation of the power of renewing gun licenses in Mysore City to the Amildar Magistrate of Mysore

From

The D.M. Mysore

No. 544 Dated 2/2/14 Received 6/2/14

Diary No. 2449 | Enclos. — Spare Copies. — | Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that as the Amildar Magistrate of Mysore Taluk has no jurisdiction over the Mysore City, gun licenses are being sent up to him direct for renewal and enquires if the power of renewing such licenses may not be delegated to the Amilda

NOTES AND ORDERS.

1

×J/275-Pol 21-10-15 27/5-11-15

1) Under Rule 23 of the Arms Rules as revised in 1912, the Magistrate of the Taluk can renew gun licenses If by the statement that the Amildar Magistrate of Mysore Taluk has no jurisdiction over the Mysore City it is meant that he does not any exercise any powers of the under

NOTES—First Sheet.

GPB—35,000—15-6-12

2449 2

G. R. S. 12]

General and Revenue Secretariat. | Pol File No. 243 of 1913.

Serial No.

Vide definition of Magte in the Gen Clauses Regulation Sec 3(21)

under the Criminal Procedure Code within the City limits the question raised by the D. M. has to be answered in the negative.

2) In the order, separating judicial from Executive functions only the power to take cognisance of offences under Sec 190 Cr P C has been withdrawn from the Amildar of Ilkal Attempts were made to trace the file relating to the jurisdiction of the City Magte/s Ilkal without success.

Submitted for orders.

S/ 3757
29/18th June 1907

(S Ste: 22/12/14)

3) What is the practice in Bangalore?

EB 27/12/14

27/12/14

4) No information is available in this office. Draft enquiring is subd.

(S 574. 28/12/14)

5) Issue

EB 28/12/14

2. To the D. M. Bangalore Dt.

No. J 2030 Dt 4-1-15.

Enquires whether gun licences held by persons residing within B. city limits are renewed by the Amildar Magte of Bangalore Dt & if not by whom they are to be renewed

3. From the same office.

No. S. 357 Dt 11-1-15.

States that the licences referred to in Sl. 2 are being renewed by the D. M. himself.

NOTE—Contn. sheet.

GPB—25,000—2-11-14

2226 3

3

G. R. S. 12]

General and Revenue Secretariat. | Pol File No. 243 of 1913.

Serial No.

6) Subs for orders.

ASA. 13/1/15

7) In Bangalore, the Dt Magistrate himself renews the licenses. In the Mofussil Amildars are authorised to renew licenses under certain conditions. The Dt Magistrate proposes that the Amildars Magistrate powers may be directed to renew the licenses. He does not explain why he could not renew the licenses himself as heretofore. No Sanction from Govt seems necessary for the Amildars Magistrate renewing the licenses. The amildars ~~has~~ continues to retain his powers ~~to~~ only he is divested of the power to take cognisance of offences under S 190 Crim. Pr. Code. The power to renew licenses is vested in ~~the~~ Taluq Magistrates. So even if the Magistrate has no power to take cognisance of offences under S 190, there can be no valid objection to his renewing the licenses.

8) ~~Not approved~~, the Dt. Magistrate may be asked why he wants to have the power delegated to the Amildars Magistrate. Please put up draft.

Pol 20/1

Govt 20/1

E8, 15/1/15

9) Draft put up.

ASA. 21.1.15

10) Issue

E8 21/1/15

NOTE—Contn. sheet.

GPB—25,000—2-11-14

G. R. S. 12]

General and Revenue Secretariat.

Pol File No. 243 of 1913. 14

Serial No.	
4	To The Dn. Mysore. J 2381 Dy 23.1.15 Enquire why the power of renewing licence is sought to be delegated to the Amildar magle.
5	From The Dy. magle. Mysore Dr. no. A.C. 5-15-16 (Stub) Dy 11.7.16 Regrets to be furnished with a copy of the above as the original has been mislaid. 11) Subd. with a Draft. Dy. 13.7.16. 12) Done
6	To The D.C. Mysore Dr. Dy 14/7 no D 292 22nd July 16 Forwards a copy of this office docket no D 2381 - Pol 243-13-4 dated the 23rd. Jan: 1915
7	From The D.C. Mysore Dr. no. A.C. 5 of 15-16 Dy 16.11.16 States that the proposal seems to have been made by his predecessor in order to afford some relief to the D.C., that the Amildars magle. need not be given this power and that it is desirable to delegate this power to the City magle. 13) Subd. for orders. Please see

Jus A

NOTE—Contn. sheet.

GPB—25,000—2-11-14

G. R. S. 12]

General and Revenue Secretariat.

Police File No. 243 of 1913-16

Serial No.

para 1 supra. The adoption of the Mysore Govt's proposal involves an amendment of Rule 23 of the Mysore Arms Rules.

BS. 11.12.16. VEE.

×P/278. Del 29-10-16 ×/5-11-16

14) Forwarded unofficially to the Govt. Advocate for opinion as to whether the Amildar of the Mysore Taluk has no power to issue gun licences in the circumstances referred to in para 1 supra.

By Order
Examined and sent
12/12 for Secy. to Govt.
H. Sept

BS. 12.12.16. VEE.

M.O. J. Nil of 16 D) 13-12-16

M.O. No. 35 of 16-17

15) According to the Rules of the year 1912 Taluk magistrates are empowered with certain safeguards to renew gun licences. The City of Mysore being within the Mysore Taluk the Taluk magte of Mysore has prima facie the authority to renew them. The fact that he does not exercise criminal jurisdiction in Mysore City does not to my mind make any difference.

REV. SECT. 1 DEC 1916

NOTE—Contn. sheet.

GPI—70,000—17-12-15

C 1059

6

G. R. S. 12]

General and Revenue Secretariat.

Police File No. 243 of 1913/4

Serial No.

Govt. have the authority to confer a power or impose a duty on a magte which is not judicial. The order for the renewal of a license made by a Taluk magte, by virtue of powers conferred upon him Ex nomine under the revised Arms rules is not an order made by him as a Court in the exercise of his judicial functions. It appears to me that it is an order made by him as an executive officer of Govt. - As such the fact that he cannot sit as a Court within the City of Mysore does not operate as a disqualification to his ~~possessing~~ renewing such licenses -

Pottipur

E Donaldson
for Howell.
13.12.16

P.T.O.

NOTE—Contn. sheet.

GPI—70,000—17-12-15

Ex 1057

G. R. S. 12]

General and Revenue Secretariat. | Police File No. 243 of 1913/16

Serial No.

16) Subd.

BS. 15.12.16

17) If approved, arrangements a draft in accordance with the above views of the Government Advocate will be submitted. The alternative suggested by Mr Mathan will involve an amendment of the Rules which does not appear quite necessary at present.

Ex 15/12

49 / 20.12.16. Second Member 18) Yes. HJ 23.12

19) What the amt Tax in Charge of Mayan Taluk fine been

Y 23/12 Date 27/12

20) No. The power to grant licenses is vested in the District Magistrate and Subdivisional Magistrate under the Rules now in force. If the Assistant Commissioner in charge of the Mayan Taluq is also a Subdivisional Magistrate, then he can grant licenses and renew the same. Otherwise, he has neither the power to grant nor to renew the licenses.

Ex 26/12

21) Seen Y 7.1 Date. Ex 18/1

144 / 15.1.17 Second Member

NOTE—Contn. sheet.

GPB—75,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat. | Police File No. 243 of 1913-14

Serial No.

22) Subd. with a draft to the D. Mr. Lyme.
B.G. 20.1.17. [illegible]

23) Please put up a clean draft.
[illegible] 20/1

24) Clean draft subd.
B.G. 20.1.17 [illegible]
For favourable approval.
[illegible] 20/1

178 / 20.1.17 Second Member [illegible] 21 [illegible]

25) Issue
24/1/17

B [illegible]

To the D. de Lespore.

No 2680 Dated 24-1-17

Re the renewal of Sun licenses of the Lespore city by the Amildar of the Lespore T.M. states that he is not disqualified for renewing Sun licenses of the city and that his proposal to delegate this Power to the city Magte does not commend itself to Govt

NOTE—Contn. sheet.

GPB—70,000—17-12-15

From The Deputy Commissioner Mysore District

To The Secretary to Government General & Rev. Depts

Dated 2. 2. 14

Despatched 4

Received .

General No. 544.

No.

Enclosure No.

Seeks instructions whether the Taluk magistrate of Mysore, may be delegated to renew gun licenses.

GPB—50,000—26-9-12

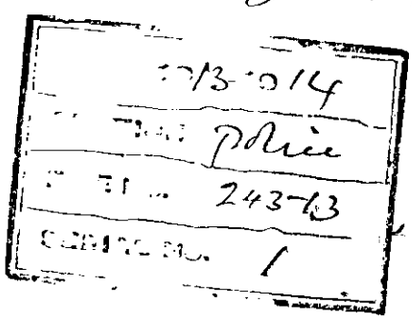
No 524. 9

Office of the District Magistrate,

Mysore District,

Dated, Mysore, 2nd/4 February 1914.

J2449



From

A.Subramanya Iyer Esquire., B.A.,

District Magistrate, Mysore District.

To

K.P.Sreenivasa Iyengar Esquire., M.A.,

Secretary to the Government of Mysore,

General and Revenue Departments.

Sir,

I have the honour to state that as per G.O.No.J.1266-74/Police 219-10-4 dated 5-11-1912 licenses for guns are being renewed by Amildar Magistrates within their respective jurisdictions. As however, the Amildar Magistrate of Mysore has no jurisdiction over the City of Mysore the license applications are being presented to me direct for renewal.

I request to be kindly informed whether the power of renewing such licenses may be delegated to the Taluk Magistrate of Mysore.

I have the honour to be,

Sir,

Your most obedient Servant,

Assistant Commissioner
For District Magistrate
Mysore District.
(Absent from Station)

10

G. R. S. 26]

G. C. File No. 268-13

Serial No. 2

31/12

Diary No. of letter replied to

No. J 2030.

General and Revenue Secretariat

( )

To

, the 191

The D. M. Bangalore

Has the honour to enquire

whether fire licences held by persons

residing within the limits of the

Bangalore City are renewed, under

Rule 23 of the Mysore Arms rules, by

the Amildar Magistrate of the

Bangalore Taluk, and if not by whom

they are so renewed.

B. O.

28/12/14

For offg Secy

Date 28/12/14

Date of issue 4/1/1915.

Signed by Jm C. Srinivasaiya

over.

SUBJECT.

31/12

J226

GPI—100,000—29-7-14—

10/4/1914

SECTION Police

FILE No. 243-13

191

From

The Deputy Commissioner
& Wheel Magte
Bangalore Wheel

To

The Secretary to the Government
of Mysore
General & Revenue Dept

Dated

Despatched 11—1—15

Received

General No. J357.

No.

Enclosure No.

States that the gun licenses held by persons within the limits of City are being renewed.

Office of the Deputy Commissioner
Bangalore District

357 Sl 3 Dated, Bangalore, 11th January 1915

From

K. Chandy Esquire B.A.
District Magistrate
Bangalore District

To

The Hon. Narasinga Rao Esquire BA. BL.
Offg. Secretary to the Government
of Mysore
General and Revenue Departments

Sir,

In reply to your No. J 2030/
Police 243-13-2 dated the 4th of January
1915, I have the honor to state that
Gun licenses held by persons within
the limits of the Bangalore City are
being renewed by me.

I have the honor to be,
Sir,
Your most obedient Servant

K. Chandy

District Magistrate
Bangalore District

12

G. R. S. 26]

4

Bol File No. 243-13

Serial No. 24

Diary No. of letter replied to

No. J 2381.

24.

General and Revenue Secretariat

(.)

, *the* 191 .

To

The D. M. Mysore

His letter No. S 44 B 2nd Feb 1914

requesting to be informed if the

power of renewing fm licences may

be delegated to the Amildar Magistrate

of Mysore

—x—

With reference to the above he

the honour to enquire why the power

of ~~delegat~~ renewing the licences

is sought to be delegated to the

Amildar Magistrate

B O.

Date of issue 23 : 1 : 1915.

Signed by Jm G. Sreenivasa Iyr.

DC MB 21.1.15

Submitted.

For approval.

SUBJECT.

GPB—50,000—17-9-15

1916 - 17

From The Deputy Commissioner Mysore District

To The Secretary, to the Government of Mysore General Depts

Dated 11th January 1916

Despatched

Received

General No. A C No 5 of 15-16

No. Guide

Enclosure No. Nil

Requests the supply of a copy of Letter No. J 2351 of 23-1-1915

3

No.5 of 1915-16 (JUDICIAL) Office of the District Magistrate,
Mysore District,
Dated, Mysore, 11th July 1916. Sl5

J Pri 78-16

From

K. Matthan, Esquire., B.A.,
District Magistrate,
Mysore District.

To

D.M. Narasinga Rao, Esquire., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
GENERAL DEPARTMENT BANGALORE

SIR,

With reference to your reminder No J. 2427 dated 17th December 1915, re delegation of the power of renewing gun licenses to the Amildar Magistrate of Mysore, I have the honor to request the favour of being supplied with a copy of your letter No.J. 2351 (2387) dated 23rd January 15 for reference as the original is missing and is not readily traceable.

I have the honor to be,
Sir,
Your most obedient Servant,
K. Matthan
District Magistrate,
Mysore District.

svs

1×1

X

14

G.R.S. 26]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Section *Police*

File No. 243-13

Serial No. 6

General and Revenue Secretariat

( )

, *the* 191 .

No. J 292/Eu: one

Date of issue 22.7.1916.

To The Hon'ble Deputy Commissioner,

Signed by Mr. C. Sreenivasa Iyer

Has the honour to forward herewith a copy of this office docket no. J.2381-Police 243-13-14 dated the 28th January 1915 as requested in his letter no. A.C. 59/1915-16 (Judicial).

By Order

for Secy. to Govt.

Genl. Dept.

15.7.16.

kanji be made

over.

GPB—50,000—17-9-15

19

From

The District Magistrate,

Mysore District.

To

The Secretary to the Government
General Department, Bangalore.

Dated 14th November 1916.

Despatched

Received

General No.

No.

Enclosure No.

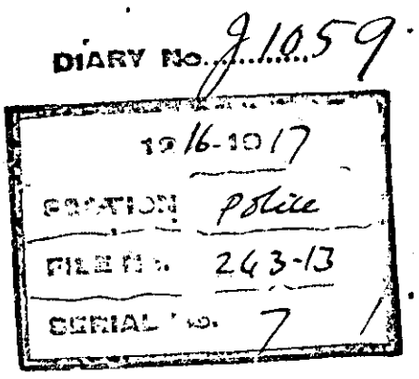
Re the power of renewing of Gun Licenses in the City is sought to be delegated to the Amildar Magistrate of Mysore Taluk.

15

No. 5-1

Office of the District Magistrate, Mysore Distt.

Dated, Mysore, 14th November 1916.



From

K. Matthan, Esquire., B.A.,
District Magistrate,
Mysore District.

To

D.M. Narasingá Rao, Esquire., B.A. B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
General Department, Bangalore.

Sir,

In reply to your docket No.J.2381 Pol.243-13-4 dated the 23rd January 1915, enquiring why the power of renewing gun licenses in the City is sought to be delegated to the Amildar Magistrate of Mysore -- Taluk, I have the honor to state that applications for renewal of licenses arising within the City of Mysore are being presented to and disposed of by the District Magistrate himself. In order to give - some relief to the District Magistrate in this heavy work District, my predecessor Mr. Subramanya Iyer appears to have thought that it --- would be desirable to delegate this work to the Amildar Magistrate of Mysore, who under the authority of Government Order No. J. 1266-74 Pol. 219-10-4 dated 5th November 1912 is renewing Gun Licenses in the rest of the Taluk. In my opinion, however, the Amildar need not be given this ~~favour~~ power in the City as he is not sufficiently in touch with it, and it would be desirable to authorise the City Magistrate to exercise within the City the power delegated to Amildars in the Government Order of ~~1st~~ 5th November 1912 referred to above.

I have the honor to be,
Sir,
Your most obedient servant.

R. Chennaya

Assistant Commissioner,
For District Magistrate,
Mysore Distt. (ABSENT FROM STATION).

2

16

G. R. S. 26]

Police

File No. 24373

Serial No. 8

Diary No. of letter replied to .....

No. 37680

General and Revenue Secretariat

( )

, the 191 .

To

The D.C. Magte. Mysore D.t.

Sir,

Date of issue 27/1/17

Signed by Wm. H. Jayaram Dy

With reference to the correspondence ending with your letter no. A.C. 54-15-16 Judl dated the 14th November 1916 regarding the renewal of gun licenses of the Mysore City by the Amildar Magte. of the Mysore Tk., I am directed to state that the Mysore City forms part of the Mysore Tk. and that an order for the renewal of a license made by a Tk. Magte. by virtue of the powers conferred on him by the

over.

SUBJECT.

17

Amos Rules is one made by him as an executive officer of Govt. and not one made by him as a court in the exercise of his judicial functions. The fact that the Advocate of the Mysore Bar cannot sit as a court so regards the Mysore City does not, therefore, operate as a disqualification in him for his renewing the licenses of the city.

I am to add that your proposal to delegate this power to the City Magistrate does not commend itself to Govt.

I have &c.

Sd/- [illegible]
for Secy. to Govt.
Genl. Dept.

BG.
20-1-17

List of enclosures

Copied by

Examined by

GPB—20,00—10-10-14